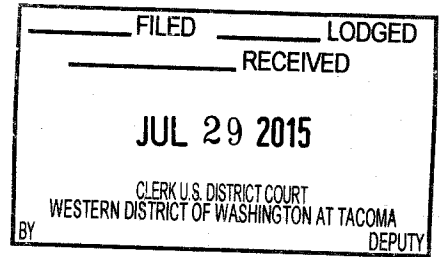


Magistrate Judge J. Richard Creatura



UNITED STATES DISTRICT COURT FOR THE  
WESTERN DISTRICT OF WASHINGTON  
AT TACOMA

UNITED STATES OF AMERICA,

Plaintiff,

v.

JODY RAY FREDRICKSON,

Defendant.

NO. MJ15-5123

COMPLAINT for VIOLATION

18 U.S.C. §§ 2251(a) and (e)  
2252(a)(4)(B) and (b)(2)

BEFORE the Honorable J. Richard Creatura, United States Magistrate Judge, U. S.  
Courthouse, Tacoma, Washington.

**COUNT 1**

**(Attempted Production of Child Pornography)**

On a date unknown, but between August 2006 and January 2008, at Tacoma, within the Western District of Washington, and elsewhere, JODY RAY FREDRICKSON did knowingly attempt to employ, use, persuade, induce, entice, or coerce a minor (MV-1) to engage in sexually explicit conduct in the bathroom of a residence in Tacoma, Washington, for the purpose of producing a visual depiction of such conduct, using materials that had been mailed, shipped, and transported in and affecting interstate and foreign commerce by any means, including by computer, and the visual depiction was transported using any means and facility of interstate and foreign commerce.

1 All in violation of Title 18, United States Code, Section 2251(a) and (e).

2 **COUNT 2**

3 **(Production of Child Pornography)**

4 On a date unknown, but between August 2006 and January 2008, at Tacoma,  
5 within the Western District of Washington, and elsewhere, JODY RAY FREDRICKSON  
6 did knowingly employ, use, persuade, induce, entice, or coerce a minor (MV-1) to engage  
7 in sexually explicit conduct in the bedroom of a residence in Tacoma, Washington, for  
8 the purpose of producing a visual depiction of such conduct, using materials that had  
9 been mailed, shipped, and transported in and affecting interstate and foreign commerce  
10 by any means, including by computer, and the visual depiction was transported using any  
11 means and facility of interstate and foreign commerce.

12 All in violation of Title 18, United States Code, Section 2251(a) and (e).

13 **COUNT 3**

14 **(Possession of Child Pornography)**

15 Beginning on a date unknown, and continuing until on or about December 3, 2014,  
16 at Tacoma, within the Western District of Washington, and elsewhere, JODY RAY  
17 FREDRICKSON did knowingly possess matter that contained visual depictions the  
18 production of which involved the use of minors engaging in sexually explicit conduct,  
19 and the visual depictions were of such conduct, that had been mailed and shipped and  
20 transported in and affecting interstate and foreign commerce by any means, including  
21 computer, and the images of child pornography involved include images of a  
22 prepubescent minor and a minor who had not attained 12 years of age.

23 All in violation of Title 18, United States Code, Sections 2252(a)(4)(B) and  
24 2252(b)(2).

25 And the complainant states that this Complaint is based on the following  
26 information:  
27  
28

1 I, Lissa Eastvold-Walton, being duly sworn under oath, depose and state as  
2 follows:

### 3 INTRODUCTION

4 1. I have been employed as a Special Agent of the Federal Bureau of  
5 Investigation since June 2014, and am currently assigned to the Seattle Division, Tacoma  
6 Resident Agency. Prior to becoming a Special Agent I was employed as a licensed  
7 professional counselor and attended graduate school to earn an advanced degree in  
8 rehabilitation psychology. While employed by the FBI, I have investigated federal  
9 criminal violations related to physical and sexual assault, theft and child pornography. I  
10 have gained experience through training at the FBI Academy and everyday work relating  
11 to conducting these types of investigations. I have received training in the area of child  
12 pornography and child exploitation, and have had the opportunity to observe and review  
13 examples of child pornography (as defined in 18 U.S.C. § 2256).

14 2. I am an "investigative or law enforcement officer" of the United States  
15 within the meaning of Section 2510(7) of Title 18, United States Code, in that I am  
16 empowered by law to conduct investigations of, and to make arrests for, offenses  
17 enumerated in Title 18, United States Code, Section 2516.

18 3. The statements contained in this Complaint are based in part on: written  
19 reports about this and other investigations that I have received, directly or indirectly,  
20 from other law enforcement agents; independent investigation and analysis by law  
21 enforcement computer forensic professionals; and my experience, training and  
22 background as a Special Agent (SA) with the FBI. This affidavit includes only those  
23 facts that I believe are necessary to establish probable cause and does not include all of  
24 the facts uncovered during the investigation.

### 25 SUMMARY OF THE INVESTIGATION

26 1. On October 29, 2014 Puyallup Police Detective Shelby Wilcox received  
27 five CyberTipline Reports (2881750, 2885641, 2899834, 2903914, and 2907857) from  
28 the National Center for Missing and Exploited Children (NCMEC). The CyberTips were

1 from Google and all referenced the same Internet Protocol (IP) number of 73.181.176.74  
2 (hereinafter the SUBJECT IP ADDRESS) and email address of surforski34@gmail.com  
3 (hereinafter the SUBJECT EMAIL ACCOUNT) which contained potential images of  
4 child pornography. Detective Wilcox reviewed 18 images from the CyberTips. Some of  
5 the images in the CyberTipline Reports were determined to be child pornography.

6 2. Detective Shelby Wilcox is a full-time commissioned police officer for the  
7 Puyallup Police Department, State of Washington, and has been for ten years. Prior to  
8 this, Detective Wilcox worked for the Los Angeles Police Department for six years. From  
9 August 2007 to June 2011, Detective Wilcox was assigned as a detective to the  
10 Washington State Patrol Missing and Exploited Children Task Force (MECTF). In  
11 October 2012, she regained a detective position with Puyallup Police Department Major  
12 Crimes Unit and is currently assigned to investigate sexual assaults and Child Protective  
13 Services referrals. Detective Wilcox has a Bachelor's of Arts degree in Sociology –  
14 Criminology, graduated from the Los Angeles Police Department Academy in Los  
15 Angeles, California, and the Washington State Equivalency Academy at the Criminal  
16 Justice Training Commission in Burien, Washington.

17 3. She described one of the CyberTip images from the SUBJECT EMAIL  
18 ACCOUNT as follows:

- 19 a. One image (filename vlcsnap-2012-11-14-186.jpeg) from  
20 CyberTipline Report 2899834 depicts a prepubescent naked white  
21 female (Victim), approximately 7-9 years old, appearing to be on her  
22 back. There is a Caucasian erect penis at the bottom of the picture  
23 that is over the Victim's bare, flat chest. The penis is ejaculating  
24 semen on the Victim's upper chest as her face is turned to the right  
25 and her eyes are tightly closed. The image was uploaded to the  
26 surforski34 gmail account on October 1, 2014, at 06:22 UTC, using  
27 IP address 73.181.176.74.  
28

1           4.     The SUBJECT IP ADDRESS which was provided in the five CyberTipline  
2 Reports was determined to be a Comcast IP address located in Puyallup, Washington. On  
3 November 3, 2014, Detective Wilcox obtained search warrants to obtain the  
4 subscriber/member/user information associated with the SUBJECT IP ADDRESS and  
5 SUBJECT EMAIL ACCOUNT. The Comcast search warrant results identified D.M.,  
6 xxxx E Main Ave #xxxx, Puyallup, Washington 98372, as the subscriber of the  
7 SUBJECT IP ADDRESS.

8           5.     Detective Wilcox went to xxxxE Main Ave, B Building and observed a  
9 motorcycle (Washington license plate 4B1431) parked in front of a 2013 Subaru Impreza  
10 (Oregon license plate D28365). Detective Wilcox determined that the motorcycle was  
11 registered to JODY RAY FREDRICKSON at Bend, Oregon and the Subaru was  
12 registered to R.F. at the same address in Bend, Oregon.

13           6.     Detective Wilcox spoke with J.M., the wife of D.M., and determined that  
14 their wi-fi connection is password protected. However, J.M. and D.M. had provided the  
15 wi-fi password to their upstairs neighbor "Jody" because he was taking care of their  
16 apartment and while they were out of town. J.M. provided Detective Wilcox a list of the  
17 email addresses they used, and none contained "surforski".

18           7.     Additional information in the CyberTipline Report provided a secondary  
19 email account for the SUBJECT EMAIL ACCOUNT as "surforski24@aol.com". The  
20 SUBJECT EMAIL ACCOUNT was also accessed numerous times via a Verizon digital  
21 device with an IP addresses in the Seattle, Washington area. The NCMEC researchers in  
22 the CyberTipline Reports commented that they believe the suspect may work at Mary  
23 Bridge Hospital and has access to children due to a "Joe Fredrickson (Joey)" Facebook  
24 page which uses the SUBJECT EMAIL ACCOUNT.

25           8.     CyberTipline Report 2899834 indicated that an Instagram account of  
26 @surforski34 was active, which displayed a profile picture of a white male, 30 to 40  
27 years old, with short dark hair and wearing sunglasses. A Twitter account, linked to  
28 "surforski24", was also active for a Joe Fredrickson (@JoeFredrickson) which showed a

1 white male, 30 to 40 years old, dark haired goatee, wearing sunglasses and a dark hat. A  
2 Pandora account was found under a profile name of "surforski34", which displayed the  
3 same picture of a male and two teenage looking females that was found on a Facebook  
4 page belonging to a Joe Fredrickson.

5 9. Additionally, according to NCMEC researchers, "surforski34" has been  
6 linked to a "Joe Fredrickson" in the Puyallup area who has two younger children.  
7 Detective Wilcox searched law enforcement databases for "Joe Fredrickson in Puyallup"  
8 and the only return was for JODY RAY FREDRICKSON, residing at xxxx E Main  
9 #xxxx, Puyallup, Washington, since October 2013.

10 10. On December 3, 2014, Detective Wilcox obtained a search warrant and  
11 searched the residence located at xxxx E. Main #xxxx, Puyallup, and the Subaru Impreza  
12 (Oregon license plate D28365). Several items of evidence were collected during the  
13 search warrant, to include cellular telephones, hard drives, external media storage  
14 devices, floppy disks, thumb drives, cameras and a laptop computer. On December 4,  
15 2014, Puyallup Police Department Detective Kenneth Lewis proceeded with a forensic  
16 examination of the devices and found a large amount of child pornography.

17 11. Images of child pornography were found on a Samsung cellular telephone  
18 containing a 16 gigabyte micro-SD card and the hard drive of an Acer Aspire 6930  
19 laptop. Some of these images appeared to be a minor victim known to me and hereinafter  
20 referred to as MV-1. I have reviewed these images and they are described as follows. The  
21 images appear to be from when MV-1 was approximately 11 years old. The photographs  
22 of MV-1 appeared to be sexually provocative in nature; MV-1 was posing in her bedroom  
23 while wearing a tight, short skirt and her shirt was unbuttoned low revealing the top of  
24 her breasts. Some of the other "bedroom" photographs depicted MV-1 wearing a belt  
25 around her neck like a collar. In a few of the photographs, MV-1 was sitting on the edge  
26 of a bed, with her legs apart, exposing the crotch of her underwear. There were close-up  
27 images of the same pose that zoomed in specifically on MV-1's crotch and underwear.  
28 Copies of these "bedroom" images of MV-1 had been digitally altered; someone had



1 | digitally drawn on the photographs, placing the words "whore," "fuck pig," and/or "cock  
2 | whore cunt" on MV-1's forehead and the words "rape my cunt," "child fuck slut," "rape  
3 | whore," "cock slut," and/or "choke me" on her chest area. Someone had also digitally  
4 | drawn what appears to be simulated semen on the girl's mouth, face, chest, and vaginal  
5 | area. In one of the digitally-altered photographs, there were statements written in black  
6 | around MV-1, to include "make me cry," "I a fucking whore," "rape me," and "I need a  
7 | daddy," and the words "cock slut" and "cunt" written on her chest area. Near the vaginal  
8 | area, the words "fill my cunt" and "fuck my preteen ass" were written near what appeared  
9 | to be white "semen" that had been digitally drawn on the photograph. Some of these  
10 | digital images had file names such as "[MV-1]whore4 - Copy.JPG" and "[MV-1]whore3  
11 | - Copy.JPG".

12 |       12. Detective Lewis also located digital images of a young, female child (MV-  
13 | 1) getting in and out of a bathtub on the Samsung micro-SD card. I have reviewed these  
14 | images, and they are described as follows. In many of the "bathroom" images the child  
15 | was completely nude and her breasts and vaginal area were visible. Also located on the  
16 | Acer laptop computer were several video files of MV-1, which depicted her undressing  
17 | and getting into and out of a bathtub with a nude infant male. There were several copies  
18 | of this video, saved in different video formats, one of which had the file name of "[MV-  
19 | 1]photophone[4].MOD." The digital images of MV-1 found on the Samsung micro-SD  
20 | card were determined to be still frame photographs from the video of MV-1 entering and  
21 | exiting the bathtub.

22 |       13. Detective Lewis also found thousands of sexually provocative "selfie"  
23 | images of MV-1 when she was approximately 17 years old.

24 |       14. On March 3, 2015, Detective Lewis met with MV-1's mother (T.B.) to  
25 | show her the digital images and videos. T.B. confirmed that the large number of more  
26 | recent "selfie" images found on JODY RAY FREDRICKSON's Samsung cellular  
27 | telephone micro-SD card were images of MV-1. In one file folder named "D's huge tits  
28 | in bra" there were 939 digital images that consisted mostly of MV-1. T.B. stated that she

1 recognized the bathroom in the photographs as being the bathroom in her current  
2 residence. Detective Lewis also showed T.B. copies of the "bedroom" photographs and  
3 the video of MV-1 getting into and out of the bathtub. T.B. confirmed that the female  
4 child in the photographs and video was MV-1. T.B. stated that MV-1 was eleven years  
5 old at the time and T.B. recognized the bathroom as the bathroom in her former  
6 residence. According to T.B., it was apparent by the angle of the camera that the video  
7 footage had to have been taken from under the bed in the former master bedroom that  
8 was located across from the bathroom. It was apparent in the video that the recording  
9 device was handheld, as the video frame was unsteady and the device user zoomed in and  
10 back out during the beginning of the 29-second video clip. T.B. stated that she thought  
11 JODY RAY FREDRICKSON made the video clip as only JODY RAY FREDRICKSON,  
12 MV-1 and their infant son would have been home at the time.

13 15. On March 12, 2015, Detective Lewis met with T.B. and MV-1 to review  
14 the photographs and videos of MV-1. MV-1 identified herself in the "bedroom" photos,  
15 but was not able to recall when the photographs could have been taken. MV-1 also  
16 identified herself in the more recent "selfie" photographs, but did not know how JODY  
17 RAY FREDRICKSON could have come to possess them. Detective Lewis played the  
18 "bathroom" video and MV-1 immediately identified herself as the girl undressing and  
19 getting into the bathtub. MV-1 told Detective Lewis that she thought the video had to  
20 have been taken from her mother's bed in the adjoining room, and she was not aware that  
21 JODY RAY FREDRICKSON was videotaping her. Detective Lewis showed MV-1 the  
22 second "bathroom" video and MV-1 again identified herself and her infant brother. MV-1  
23 stated that although she could not recall the specific time or day the video was created,  
24 she was sure that JODY RAY FREDRICKSON made the recording because there were  
25 never any other adults in their home while she was bathing her brother.


26 16. On March 25, 2015, Detective Lewis received statements from T.B. and  
27 MV-1. I have reviewed these statements. In her statement, MV-1 detailed what she  
28 recalled about the "bathroom" videos and the "bedroom" photographs. She identified



JODY RAY FREDRICKSON as the person who took the photographs, and explained that she recalled how he had asked her to put on the "innocent" clothing and took photographs of her in her bedroom. MV-1 explained that JODY RAY FREDRICKSON started instructing her to pose for the "innocent" photographs and then progressed to having her pose for the inappropriate photographs of her breasts partially exposed and her skirt pulled up. MV-1 also said that JODY RAY FREDRICKSON asked her to put the studded belt around her neck and pose with heavy dark makeup on her face, as well as holding the lamp and looking in an angry and aggressive manner at the camera while he took the photographs. JODY RAY FREDRICKSON told MV-1 not to tell T.B. about the photographs, and although MV-1 could not recall the exact day of the poses, she was able to estimate that they were taken in early 2007.

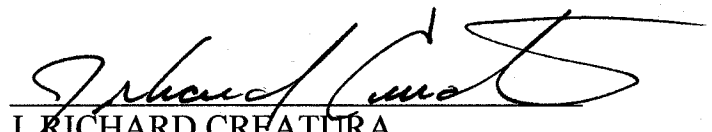
#### CONCLUSION

17. Based on the above facts, I respectfully submit that there is probable cause to believe that JODY RAY FREDRICKSON did knowingly and unlawfully produce and possess child pornography, in violation of Title 18, United States Code, Sections 2251(a) and (e) and Sections 2252(a)(4)(B).

  
Lissa A. Eastvold-Walton, Complainant  
Special Agent, FBI

Based on the Complaint and Affidavit sworn to before me, and subscribed in my presence, the Court hereby finds that there is probable cause to believe the Defendant committed the offenses set forth in the Complaint.

Dated this 29<sup>th</sup> day of July, 2015.

  
J. RICHARD CREATURA  
United States Magistrate Judge